

GOVERNMENT OF ANDHRA PRADESH  
A B S T R A C T

A.P. Medical & Health Services – Dr.V.Ashok Kumar, Civil Surgeon Specialist (Paed.), Area Hospital, Gudur, Nellore District – Request for withdrawal of resignation – Accepted – Orders – Issued

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HEALTH, MEDICAL & FAMILY WELFARE (B1) DEPARTMENT

**G.O.Rt.No. 296**

**Dated: 08-03-2010.**

Read the following:-

- 1) G.O.Rt.No.295, H.M. & F.W. (B1) Dept., dt.28-02-2009.
- 2) From the Director of Health, A.P., Hyderabad Letter Rc.No.21229/E1.B/2008, dated 29-04-2009.
- 3) From Dr.V.Ashok Kumar, M.D. (Paed.) Representation dated 28-07-2009.
- 4) From the Commissioner, A.P. Vaidya Vidhana Parishad, Hyderabad Letter Rc.No.9163/M1.A/2008, dated 22-06-2009

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ORDER:-

Dr.V.Ashok Kumar while working as Civil Surgeon Specialist (Paed.), Area Hospital, Gudur, SPSR Nellore District submitted his resignation from service on 26-08-2008. The Government after examining the matter, issued orders in G.O. 1<sup>st</sup> read above accepting his resignation from service from the date of relief of the individual. Even before the order had become effective i.e., served on 09-05-2009, the individual had requested for cancellation of his resignation on 02-04-2009. The Government after examining the issue had rejected the request of Dr.V.Ashok Kumar for withdrawal of his resignation vide Memo No.5961/B1/2009-1, dated 06-06-2009.

2. In his representation 3<sup>rd</sup> read above, Dr.A.Ashok Kumar has again requested stating that during his tenure as Medical Superintendent from 2001 to 2008, the performance of Area Hospital, Gudur, was always graded as 'A' and requested to reinstate him in Area Hospital, Gudur, SPSR Nellore District with service continuity.

3. Rule 30(b) of A.P. State & Subordinate Service Rules defines that "if the resignation of a member of a service has been accepted, but has not taken effect and he withdraws his resignation before it has taken effect, he should be deemed to be continuing in service. If the person is permitted to withdraw his resignation, after it has taken effect and is reappointed to the post from which he resigned, such reappointment shall be subject to the conditions specified in sub rules (c) and (d)".

4. The Commissioner, A.P. Vaidya Vidhana Parishad, Hyderabad in his Letter 4<sup>th</sup> read above, has informed the Government that the District Coordinator of Hospital Services, Nellore was authorized to continue the individual in service till clarification was received from the Government regarding the decision of the Government. Consequently, Dr.V.Ashok Kumar was not relieved from service. In this context, the Commissioner, APVVP had requested the Government to issue necessary instructions in the matter.

5. However, the District Coordinator of Hospital Services, Nellore acting contrary to the instructions of the Commissioner, A.P. Vaidya Vidhana Parishad and Rule 30(b) of A.P. State & Subordinate Service Rules, 1996 relieved Dr.V.Ashok Kumar from his post of Civil Surgeon Specialist (Paed.), Area Hospital, Gundur on 18-06-2009.

/p.t.o./

6. The Government after examination of all material evidence and record and after considering the facts is pleased to order under Rule 30(b) of A.P. State & Subordinate Service Rules, 1996, that Dr.V.Ashok Kumar, Civil Surgeon Specialist (Paed.) be deemed to have continued in Government service had it not been for the erroneous action of the District Coordinator of Hospital Service, Nellore. Accordingly, the Government hereby post Dr.V.Ashok Kumar as Civil Surgeon Specialist (Paed.), Area Hospital, Gudur, SPSR Nellore District. The period of his absence from work i.e., from the date of his relief from Area Hospital service on 18-06-2009 till the date of his rejoining the service shall be treated as Extra-Ordinary Leave.

7. The Commissioner, A.P. Vaidya Vidhana Parishad, Hyderabad and the Director of Health shall take necessary further action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**P.V.RAMESH**  
**SECRETARY TO GOVERNMENT**

To  
Dr.V.Ashok Kumar (through the Commissioner, APVVP)  
The Commissioner, A.P. Vaidya Vidhana Parishad, Hyderabad  
The Director of Health, A.P., Hyderabad

Copy to:-  
The District Coordinator of Hospital Services, Nellore, SPSR Nellore District  
The P.S. to Principal Secretary to C.M.  
The O.S.D. to Minister (Health & Family Welfare)  
The P.S. to Secretary (Health)  
SF/SCs.

/Forwarded::By order/

**Section Officer**